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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAMUEL L. GENSAW III, a minor, by and through MARGARET L. GENSAW, his mother/legal guardian; LENA-BELLE GENSAW, a minor, by and through MARGARET L. GENSAW, her mother/legal guardian; JON-LUKE GENSAW, a minor, by and through MARGARET L. GENSAW, his mother/legal guardian; PETER R. GENSAW, a minor, by and through MARGARET L. GENSAW, his mother/legal guardian; WILLIAM ULMER-GENSAW, a minor, by and through CURTIS F. GENSAW, his father/legal guardian; ANGELICA ULMER, a minor, by and through CURTIS F. GENSAW, her legal guardian; CHARLES ULMER-GENSAW, a minor, by and through CURTIS F. GENSAW, his father/legal guardian; and TERESITA ULMER-GENSAW, a minor, by and through CURTIS F. GENSAW, her father/legal guardian; ISAAH PARSLEY, a minor, by and through RUBY GRUBBS, his foster parent and guardian ad litem; and CHERRISA PARSLEY, a minor, by and through RUBY GRUBBS, her foster parent and guardian ad litem, Individually on Behalf of Themselves and All Others Similarly

07 3009  
Civil Case No.: 07 3009

APPLICATION AND ORDER FOR  
APPOINTMENT OF RUBY GRUBBS  
AS GUARDIAN *AD LITEM* TO  
PLAINTIFFS ISAAH PARSLEY AND  
CHERRISA PARSLEY (Fed. R. Civ. Pr.  
17(c))

APPLICATION AND ORDER FOR APPOINTMENT OF RUBY GRUBBS AS GUARDIAN *AD LITEM* TO  
PLAINTIFFS ISAAH PARSLEY AND CHERRISA PARSLEY (Fed. R. Civ. Pr. 17(c))

1 Situated,

2 Plaintiffs,

3 v.

4 DEL NORTE COUNTY UNIFIED  
5 SCHOOL DISTRICT; ROBERT  
6 BERKOWITZ, in his official capacity as a  
7 member of the Del Norte County Unified  
8 School District Board; THOMAS  
9 COCHRAN, in his official capacity as a  
10 member of the Del Norte County Unified  
11 School District Board; FAITH CRIST, in  
12 her official capacity as a member of the Del  
13 Norte County Unified School District  
14 Board; WILLIAM MAFFETT, in his  
15 official capacity as a member of the Del  
16 Norte County Unified School District  
17 Board; JAN MOOREHOUSE, in her  
18 official capacity as Superintendent of the  
19 Del Norte County Unified School District;  
20 and WILLIAM PARKER, in his official  
21 capacity as a member of the Del Norte  
22 County Unified School District Board,

23 Defendants.

24  
25 Ruby Grubbs hereby petitions the Court, pursuant to Fed. R. Civ. Pr. 17(c), to  
26 appoint her as guardian *ad litem* to her foster children, Isaiah, a two year old and  
27 Cherrisa, an eight month old, for purposes of the above-captioned lawsuit. Plaintiffs are  
28 minors and are not competent to prosecute this lawsuit on their own behalf.

Simultaneously with this petition, Plaintiffs have filed a Complaint for Violations  
of the Fourteenth Amendment to the United States Constitution, Title VI of the Civil  
Rights Act of 1964, and California Government Code Section 11135 alleging  
discrimination on the basis of National Origin.

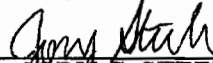
Ruby Grubbs is a competent and responsible person and is fully capable to act on  
Plaintiffs' behalf as guardian *ad litem*. Ruby Grubbs is Isaiah's and Cherrisa's foster  
mother, and is responsible for their well-being, making her appointment particularly

1 appropriate. Attached hereto as Exhibit A is Ruby Grubbs' declaration in support of this  
2 Application.

3 WHEREFORE, Ruby Grubbs moves the Court for an order appointing her as  
4 guardian *ad litem*, pursuant to Fed. R. Civ. Pr. 17(c), for the purpose of prosecuting this  
5 action on behalf of Plaintiffs Isaiah Parsley and Cherrisa Parsley.  
6

7 Dated: June 8, 2007

Respectfully submitted,



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Attorneys for Plaintiffs

**ORDER**

The petition for an order appointing Ruby Grubbs as guardian *ad litem* to Plaintiffs Isaiah Parsley and Cherrisa Parsley in the above-captioned matter, pursuant to Fed. R. Civ. Pr. 17(c), is GRANTED.

IT IS SO ORDERED.

Dated: 10/31, 2007



UNITED STATES DISTRICT COURT JUDGE